IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1109 OF 2007

Shri.Deepak Dondiba Kamble ..Applicant

Vs.

State of Maharashtra ..Respondents

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Mr.J.Shekhar Advocate for Applicant
Mr.V.B.Konde-Deshmukh A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : APRIL 11, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail in C.R.No.55 of 2006 of Kothrud of Police Station. The said case is mainly under Section 302 of IPC.

3. The prosecution case is that one Avinash and others assaulted deceased Balu. Balu died on account of the said assault. In the present case, the investigation is over and the charge sheet has been filed. No witness has implicated the applicant as being one of the assailants. There is

no recovery at the instance of the present applicant. However, the learned A.P.P. states that applicant is also involved in one other case under Section 302 of IPC. Looking to the fact that in the present case, there is no material against the applicant, I am inclined to grant bail to him.

4. The applicant to be released on bail in the sum of Rs.20,000/- (Rs.Twenty thousand only) with one or two sureties to make up the said amount in C.R.No.55 of 2006 of Kothrud Police Station. The applicant shall report to the concerned Police Station on every Monday and Thursday between 9 a.m. to 12 noon till the conclusion of trial.

5. Application is disposed of.

[Smt. V.K.Tahilramani, J.]